

**AMENDMENT OFFERED BY MRS. WILSON**  
**TO THE AMENDMENT IN THE NATURE OF A**  
**SUBSTITUTE TO H.R. 1542**

**(compensation for rights-of-way)**

Page 6, line 21, strike “(b) SAVINGS  
PROVISION.—” and insert the following:

1 “(b) SAVINGS PROVISIONS.—

2 “(1) IN GENERAL.—”.

Page 7, after line 2, insert the following new para-  
graph:

3 “(2) COMPENSATION FOR RIGHTS-OF-WAY.—

4 Nothing in this section affects the authority of a

5 Federal, State, or local government to collect com-

6 pensation from carriers using their rights-of-way, so

7 long as—

8 “(A) such compensation (i) is based upon

9 the actual costs incurred in managing the use

10 of the public rights-of-way by the telecommuni-

11 cations provider, and (ii) is based on the

12 amount of public rights-of-way actually used by

13 that provider; and

1                   “(B) such compensation and such public  
2                   rights-of-way management measures are im-  
3                   posed equally on all telecommunications pro-  
4                   viders using the public rights-of-way.

5                   A Federal, State, or local government shall approve  
6                   or deny a request for access to the public rights-of-  
7                   way by a telecommunications provider within 90  
8                   days from the date that the provider requests access  
9                   to the public rights-of-way or such request shall be  
10                  deemed approved. No Federal, State, or local gov-  
11                  ernment shall require in-kind grants as compensa-  
12                  tion for use of the public rights-of-way.